

SEYFARTH, SHAW, FAIRWEATHER & GERALDSON

55 EAST MONROE STREET  
CHICAGO, ILLINOIS 60603-5803

LOS ANGELES OFFICE  
ONE CENTURY PLAZA - SUITE 3300  
2029 CENTURY PARK EAST  
LOS ANGELES, CALIFORNIA 90067-3063  
AREA CODE 213 277-7200  
FACSIMILE 213 201-5219

AREA CODE 312 346-8000  
CABLE ADDRESS: INTERLEX  
FACSIMILE 312 269-8869

WASHINGTON, D.C. OFFICE  
815 CONNECTICUT AVENUE, N.W.  
WASHINGTON, D.C. 20006-4004  
AREA CODE 202 463-2400  
FACSIMILE 202 828-5393

NEW YORK OFFICE  
757 THIRD AVENUE  
NEW YORK, NEW YORK 10017-2013  
AREA CODE 212 715-9000  
TELEX NO. 422867  
FACSIMILE 212 752-3116

WRITER'S DIRECT DIAL (312) \_\_\_\_\_

SAN FRANCISCO OFFICE  
101 CALIFORNIA STREET  
SUITE 2900  
SAN FRANCISCO, CALIFORNIA 94111-5858  
AREA CODE 415 397-2823  
FACSIMILE 415 397-8549

April 30, 1990

Federal Express

RECORDATION NO. 7676-D FILED 1425

0-121A036

Secretary  
Interstate Commerce Commission  
Room 2303  
12th & Constitution  
Washington, D.C. 20423

MAY 1 1990 -11 55 AM

INTERSTATE COMMERCE COMMISSION

Attention: Ms. Mildred Lee/DOCUMENTS FOR RECORDATION

Re: Recordation No. 7676

Dear Secretary:

I am an attorney representing the parties to the enclosed document. I have enclosed one original and two certified copies of the document described below, to be recorded pursuant to Section 11303 of Title 49 of the U.S. Code and the regulations adopted pursuant thereto.

The document is:

Full Release, a secondary document, dated as of April 1, 1990.

The primary document to which this is connected is recorded under Recordation No. 7676.

The names and addresses of the parties to this document are as follows:

Vendor:

Mercantile-Safe Deposit and Trust Company  
Two Hopkins Plaza  
Baltimore, Maryland 21201

Owner-Trustee:

United States Trust Company of New York  
130 John Street  
New York, New York 10038

Interstate Commerce Commission

April 30, 1990

The equipment covered by this document is comprised of all of the remaining equipment subject to the primary document, being approximately 1,000 50'6", 70 ton capacity, general service boxcars (AAR mechanical designation "XM").

A fee of \$15.00 is enclosed. Please return the original document and any extra copies not needed by the Commission for recordation and the enclosed copy of this letter, each bearing your file stamp, to:

Richard Demarest Yant  
Seyfarth, Shaw, Fairweather & Geraldson  
55 East Monroe Street  
Suite 4200  
Chicago, Illinois 60603.

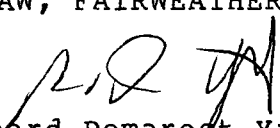
A short summary of the document to appear in the index follows:

Full Release dated April 1, 1990, by which the Conditional Sale Agreement (as amended) dated September 1, 1974, is terminated and all equipment subject thereto is fully and completely released by Mercantile-Safe Deposit and Trust Company, as Agent under a Finance Agreement, Two Hopkins Plaza, Baltimore Maryland 21201 to United States Trust Company of New York, as Owner-Trustee, 130 John Street, New York, New York 10038.

Very truly yours,

SEYFARTH, SHAW, FAIRWEATHER & GERALDSON

BY

  
Richard Demarest Yant

cc: Russell Schreiber  
John S. Reichner  
United States Trust Company

**Interstate Commerce Commission**  
Washington, D.C. 20423

5/8/90

OFFICE OF THE SECRETARY

Richard Demarest Yant  
Seyfarth Shaw Fairweather & Geraldson  
55 East Monroe St. Suite 4200  
Chicago, Illinois 60603

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 5/1/90 at 11:55<sup>am</sup> and assigned recordation number(s). 7676-D & 7677-G

Sincerely yours,



Noreta R. McGee  
Secretary

Enclosure(s)

Certified Copy

RECORDATOR NO

76-76-D  
FILED 1423

MAY 7 1990 - 10 55 AM

INTERSTATE COMMERCE COMMISSION

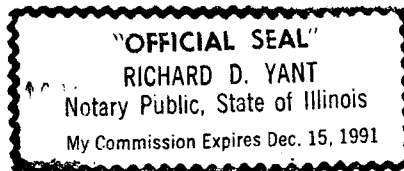
State of Illinois     )  
                              )   SS  
County of Cook        )


I, Richard D. Yant, a notary public in and for the County and State aforesaid, certify that I have compared the attached copy with the original and have found the copy to be complete and identical in all respects to the original document.

Date:

4/30/90

[Seal]



  
\_\_\_\_\_  
Signature of Notary Public

FULL RELEASE

MAY 1 1990 - 11 55 AM

INTERSTATE COMMERCE COMMISSION

This Release is given as of the 1st day of April, 1990 by MERCANTILE-SAFE DEPOSIT AND TRUST COMPANY, not in its individual capacity, but solely as Agent under a Finance Agreement dated as of September 1, 1974, ("Agent") to UNITED STATES TRUST COMPANY OF NEW YORK, as Owner-Trustee ("Owner-Trustee").

RECITALS:

A. Pursuant to an Agreement and Assignment dated as of September 1, 1974 between ACF Industries, Incorporated and Agent, filed with the Interstate Commerce Commission (the "ICC") on December 19, 1974 under Recordation No. 7676-A, Agent is the Vendor under a Conditional Sale Agreement dated as of September 1, 1974, filed with the ICC on October 11, 1974 under Recordation No. 7676, as amended by Amendment Agreement dated as of December 10, 1974 filed with the ICC on December 19, 1974 under recordation No. 7676-B and Amendment Agreement dated as of November 1, 1975 filed with the ICC on May 20, 1976 under Recordation No. 7676-C ("CSA").

B. Agent is the assignee of certain lease interests under an Assignment of Lease and Agreement dated as of September 1, 1974 (the "Lease Assignment"), filed with the ICC under Recordation No. 7677-A.

C. The CSA and the Lease Assignment are collectively referred to herein as the "Agreements".

D. Owner-Trustee has satisfied all of its obligations under the Agreements, and Agent desires to release all of its rights under the Agreements.

NOW THEREFORE, in consideration of one dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Agent hereby agrees as follows:

1. Agent hereby releases Owner-Trustee and the "Owner" (as such term is defined in the CSA) and its successors and assigns from any and all liability or obligations under the Agreements.

2. Agent waives and releases all of its rights under the Agreements.

3. Agent releases and quitclaims to Owner-Trustee all of its rights, title, and interest (if any) in and to each of the units of Equipment and each and every other asset of Owner-Trustee described in any of the Agreements.

IN WITNESS WHEREOF, Agent has executed this Full Release as of the day and year first above written.

MERCANTILE-SAFE DEPOSIT AND TRUST COMPANY,  
not in its individual capacity, but solely  
as Agent under Finance Agreement dated as of  
September 1, 1974

By: X

[Signature]

Title: \_\_\_\_\_

VICE PRESIDENT

STATE OF Md. )

City ) SS.

COUNTY OF Balto )

The foregoing instrument was acknowledged before me this 23rd  
day of April, 1990 by R. E. Schreiber,  
the VICE PRESIDENT of MERCANTILE-SAFE DEPOSIT  
AND TRUST COMPANY, on behalf of the company.

[Signature: Amelia E. Zukausk.]  
NOTARY PUBLIC

My commission expires July 1, 1990

Certified Copy

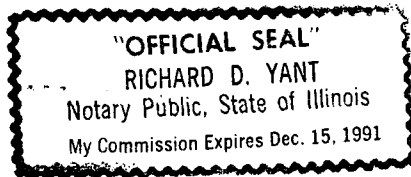
State of Illinois     )  
                              )   SS  
County of Cook        )

I, Richard D. Yant, a notary public in and for the County and State aforesaid, certify that I have compared the attached copy with the original and have found the copy to be complete and identical in all respects to the original document.

Date: \_\_\_\_\_

4/30/70

[Seal]



A handwritten signature in dark ink, appearing to read "R. D. Yant", is written over a horizontal line.

Signature of Notary Public